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 Counsel for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	2:13-CV-100-JCM-(GWF)
)	
\$177,844.68 IN UNITED STATES)	
CURRENCY,)	
)	
\$296,746.66 IN UNITED STATES)	
CURRENCY,)	
)	
Defendants.)	

**UNITED STATES OF AMERICA’S MOTION TO STRIKE THE COMPUTER GENERATED
 DISCOVERY PLAN/SCHEDULING ORDER DUE BY MAY 15, 2014, FROM THE NOTICE OF
 ELECTRONIC FILING IN ECF NO. 18**

The United States of America (“United States”), by and through Daniel G. Bogden, United States Attorney for the District of Nevada, and Michael A. Humphreys, Assistant United States Attorney, respectfully moves this Honorable Court for an Order striking the Computer Generated Discovery Plan/Scheduling Order due by May 15, 2014, from the Notice Of Electronic Filing in ECF No. 18. Answer to Complaint (ECF No. 18) in Forfeiture.

...

1 The basis is as follows. Fed. R. Civ. P. 16(b) authorizes exemption of Discovery Plan/Scheduling
2 Order under local rules. A civil forfeiture in rem action is exempt from a Discovery Plan/Scheduling
3 Order under LR 16-1. “[I]n forfeiture...actions, no discovery plan is required.” LR 16-1.


4 On April 4, 2014, the United States contacted David L. McGee, attorney for CHARLES
5 BURTON RITCHIE, ZIW, LLC, STEPHANIE RITCHIE, and BENJAMIN E. GALECKI, who objected
6 to this Motion. This Motion is not submitted solely for the purpose of delay or for any other improper
7 purpose.

8 DATED this 2nd day of May, 2014.

9 DANIEL G. BOGDEN
10 United States Attorney

11 /s/Michael. A. Humphreys
12 MICHAEL A. HUMPHREYS
Assistant United States Attorney

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15 IT IS SO ORDERED:

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18 GEORGE FOLEY, JR.
United States Magistrate Judge

19 DATED: May 5, 2014
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PROOF OF SERVICE

I, Ray Southwick, Forfeiture Support Associate Paralegal, certify that the following individuals were served with a copy of the foregoing Motion on May 2, 2014, by the below identified method of service:

CM/ECF:

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/s/ Ray Southwick
RAY SOUTHWICK
Forfeiture Support Associates Paralegal